

Message

From: Gable, Kelly [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2EA179EEFAA343219E130BEC462FDBBF-GABLE, KELLY]
Sent: 8/22/2018 8:16:08 PM
To: Wandling, Jason E [Jason.E.Wandling@wv.gov]
CC: Coe, Mary [Coe.Mary@epa.gov]
Subject: RE: Clean Water Act 401 Certification Modifications

Sounds good, I'll block off the time in my calendar. Talk to you then.

From: Wandling, Jason E [mailto:Jason.E.Wandling@wv.gov]
Sent: Wednesday, August 22, 2018 3:44 PM
To: Gable, Kelly <Gable.Kelly@epa.gov>
Cc: Coe, Mary <Coe.Mary@epa.gov>
Subject: RE: Clean Water Act 401 Certification Modifications

Perfect! How about I call you at 2pm on Wed the 29th?

From: Gable, Kelly <Gable.Kelly@epa.gov>
Sent: Wednesday, August 22, 2018 3:43 PM
To: Wandling, Jason E <Jason.E.Wandling@wv.gov>
Cc: Coe, Mary <Coe.Mary@epa.gov>
Subject: RE: Clean Water Act 401 Certification Modifications

Great, how about Wednesday afternoon? My calendar is completely clear at the moment (a rarity!), so whatever time works best for you. And thanks in advance for sending the mod.

From: Wandling, Jason E [mailto:Jason.E.Wandling@wv.gov]
Sent: Wednesday, August 22, 2018 3:30 PM
To: Gable, Kelly <Gable.Kelly@epa.gov>
Cc: Coe, Mary <Coe.Mary@epa.gov>
Subject: RE: Clean Water Act 401 Certification Modifications

A long weekend sounds wonderful! It's not a problem at all; we can definitely talk then. I can be available whenever. I'll send the mod in another email, after I find a copy. Thanks!

From: Gable, Kelly <Gable.Kelly@epa.gov>
Sent: Wednesday, August 22, 2018 3:28 PM
To: Wandling, Jason E <Jason.E.Wandling@wv.gov>
Cc: Coe, Mary <Coe.Mary@epa.gov>
Subject: RE: Clean Water Act 401 Certification Modifications

Hi Jason,

Thanks for your message. Unfortunately, I'll be on leave for a long weekend, out of the office tomorrow through Monday, and am trying to wrap up a few things this afternoon. Could we talk early next week? I believe the regulation that Mr. McLusky is referring to is 40 C.F.R. 121.2(b); I have been researching that provision to get a better understanding of it. Would you mind sending me a copy of WV's 401 cert modification so I can take a look, and let me know if there are days next week that work better for you?

I'm copying Mary Coe, my Regional Counsel here, to keep her in the loop on this matter.

Thanks,
Kelly

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From: Wandling, Jason E [<mailto:Jason.E.Wandling@wv.gov>]
Sent: Wednesday, August 22, 2018 9:29 AM
To: Gable, Kelly <Gable.Kelly@epa.gov>
Subject: Clean Water Act 401 Certification Modifications

Ms. Gable,

I'm general counsel for the West Virginia Department of Environmental Protection. We've sent a proposed modification to WV's 401 certification conditions out to public comment. I spoke to Bob McLusky, who represents MVP, a pipeline company, about it and he mentioned there's a rule that requires EPA approval of modifications like this. Do you have any time this week to touch bases with me about this? I appreciate any help you can provide. Thanks!

Jason

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